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Counsel for Defendant, FIDELITY NATIONAL PROPERTY AND CASUALTY INSURANCE COMPANY

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

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**OCEANA CONDOMINUM NO. FOUR
AND OCEANA CONDOMINIUM NO. EIGHT,**

Plaintiff,

Case No. 1:14-cv-03041-SLT-MDG

vs.

**FED. RULE CIV. P.
41(A)(1)(a)(ii) DISMISSAL
ORDER**

**WILLIAM CRAIG FUGATE, In His
Official Capacity as Administrator of the
FEDERAL EMERGENCY
MANAGEMENT AGENCY, FIDELITY
NATIONAL PROPERTY AND
CASUALTY INSURANCE COMPANY
d/b/a WRIGHT NATIONAL FLOOD
INSURANCE COMPANY, WRIGHT
NATIONAL FLOOD INSURANCE
COMPANY, COOPER SQUARE
REALTY, INC., TM ROSS INSURANCE
BROKERAGE, LLC, TODD M. ROSS,
FS INSURANCE BROKERS OF NEW
YORK, LLC, FS INSUANCE
BROKERS, INC., FS INSURANCE
BROKERS OF NEW YORK, LLC d/b/a
FS INSURANCE BROKERS OF NY,
LLC, FS INSURANCE BROKERS, INC.
d/b/a FS INSURANCE BROKERS OF
NY, LLC AND ARTHUR J.
GALLAGHER RISK MANAGEMENT
SERVICES, INC.,**

Defendant.

Come now the Plaintiffs, Oceana Condominium No. Four and No. Eight, through its attorney of record, Wilfofsky, Friedman, Karel & Cummins and Fidelity National Property and Casualty Insurance Company d/b/a Wright National Flood Insurance Company, Wright National Flood Insurance Company, through its attorney of record, Theodore I. Brenner, and pursuant to Fed Rule Civ. P. 41(a)(1)(A)(ii) do hereby dismiss this action as against Fidelity National Property and Casualty Insurance Company only, with prejudice and with each party bearing their own respective costs and expenses. This action continues as against the remaining defendants both in this action, as well those in the state court action currently pending the Supreme Court of New York County.

This the 14th day of August, 2015

By: /s/ Roman Rabinovich

Roman Rabinovich, Esq.
Wilfofsky, Friedman, Karel & Cummins
299 Broadway, Ste. 1700
New York, NY 10007
Counsel for Plaintiff

By: /s/ Patrick Brophy

Patrick Brophy, Esq.
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55 Washington Street
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Counsel for Defendant

By: /s/ Theodore I. Brenner

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SO ORDERED: